

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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In re SONY BMG CD TECHNOLOGIES	:	Civil Action No. 1:05-cv-09575-NRB
LITIGATION	:	
<hr/>	:	<u>CLASS ACTION</u>
	:	
This Document Relates To:	:	REPLY DECLARATION OF REED R.
	:	KATHREIN, ESQ. IN SUPPORT OF
ALL ACTIONS.	:	RICCIUTI CLASS REPRESENTATIVES'
<hr/>	X	MOTION FOR AN AWARD OF
		ATTORNEYS' FEES AND
		REIMBURSEMENT OF EXPENSES

I, REED R. KATHREIN, declare as follows:

1. I am an attorney duly licensed to practice before all of the courts of the State of California. I am a member of the law firm of Lerach Coughlin Stoia Geller Rudman & Robbins LLP, one of the counsel of record for plaintiffs in the above-entitled action. I have personal knowledge of the matters stated herein and, if called upon, I could and would competently testify thereto.

2. Attached are true and correct copies of the following exhibits:

Exhibit A: A draft of the proposed Final Order and Judgment in the above-captioned case, provided to the counsel for the Ricciuti class representatives by counsel for Sony BMG Music Entertainment at the offices of Debevoise & Plimpton LLP, in New York, New York, on December 18, 2006 in New York; and

Exhibit B: A redlined version of the draft of the proposed Final Order and Judgment (Exhibit A), compared to the final version of the Final Order and Judgment, which was Exhibit B to the Settlement Agreement, which was in turn Exhibit C to the Affidavit of Elizabeth C. Pritzker in Support of Plaintiffs' Application for Preliminary Approval of Class Action Settlement, filed with the Court on December 28, 2005.

3. A member of my law firm has reviewed the submissions of the other plaintiffs' counsel in support of their application for attorneys' fees, including those of Girard Gibbs & De Bartolomeo and Kamber & Associates, LLC. These submissions show that \$1.46 million dollars out of approximately \$1.6 in claimed fees do not have supporting detailed contemporaneous time records.

I declare under penalty of perjury under the laws of the State of New York that the foregoing is true and correct. Executed this 12 day of May, 2006, at San Francisco, California.

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/s/ Reed R. Kathrein  
REED R. KATHREIN

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CERTIFICATE OF SERVICE

I hereby certify that on May 12, 2006, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

s/ Reed R. Kathrein

REED R. KATHREIN

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## Mailing Information for a Case 1:05-cv-09575-NRB

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### Manual Notice List

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